

HOUSE BILL NO. 209

INTRODUCED BY M. PHILLIPS

A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE FINE FOR VIOLATING A SPECIAL SPEED LIMIT NEAR A SCHOOL; AND AMENDING SECTION 61-8-726, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 61-8-726, MCA, is amended to read:

"61-8-726. Violating speed limit near school -- penalty ~~doubled~~ tripled -- disposition of fines. (1)

A person convicted of violating a special speed limit near a school imposed by a local authority pursuant to 61-8-310(1)(d) is guilty of a misdemeanor. Upon arrest and conviction, the person shall be punished by a fine of not less than ~~double~~ three times the penalty provided for the violation in 61-8-711.

(2) The fine proceeds must be allocated as follows:

(a) 50% of the fine collected must be distributed as provided in 3-10-601, 46-17-402, or 46-18-235; and

(b) 50% must be forwarded to the local authority that adopted the special speed limit as provided in 61-8-310(1)(d) for the purposes of erecting signs ~~providing notification of the penalty~~ that list the maximum dollar amount of the fines in the area near a school or for other local law enforcement needs related to student safety once the requirement of the signage is complete."

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